



**US Army Corps  
of Engineers®**

Nashville District

# Public Notice

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Public Notice No. 02-82

Date: January 6, 2003

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Application No. 200202070

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Please address all comments to:  
Nashville District Corps of Engineers, Regulatory Branch  
3701 Bell Road, Nashville, TN 37217

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JOINT PUBLIC NOTICE  
US ARMY CORPS OF ENGINEERS  
AND  
TENNESSEE VALLEY AUTHORITY

SUBJECT: Proposed Fixed Community Boat Dock and Riprap Bank Stabilization, Richland Creek Mile 3.6L, Opposite Tennessee River Mile 504.4R, Chickamauga Lake, Rhea County, Tennessee

TO ALL CONCERNED: The application described below has been submitted for a Department of the Army Permit pursuant to **Section 10 of the Rivers and Harbors Act of 1899 and Section 404 of the Clean Water Act (33 U.S.C. 1344)**.

APPLICANT: City of Dayton  
P.O. Box 226  
Dayton, Tennessee 37321

LOCATION: Richland Creek Mile 3.6L, Opposite Tennessee River Mile 504.4R, Chickamauga Lake, Rhea County, TN

DESCRIPTION: The proposed work consists of the construction of a fixed community boat dock. The dock would measure 20' wide x 92' long overall with four 14' x 18' slips. Slip walkways would measure four feet in width.

The applicant has requested that the Corps of Engineers verify that another project activity meets the criteria for authorization under the Nationwide Permit Program [March 9, 2000, Federal Register (65FR 12818)]. The proposed bank stabilization meets the criteria for authorization under Nationwide Permit (NWP) #13, dated March 18, 2002. The state of Tennessee issued a water quality certification for the NWP on July 1, 2000. The additional activity is as follows:

Bank stabilization is proposed along the 92 linear feet of shoreline adjacent to the proposed community dock and would run the length of the dock. Approximately 31 cubic yards of riprap would be used to protect the shoreline.

Plans of the proposed work are attached to this notice.

The decision whether to issue a permit will be based on an evaluation of the probable impacts including cumulative impacts of the activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefit which reasonably may be expected to accrue from the work must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the work will be considered including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, cultural values, fish and wildlife values, flood hazards, floodplain values, land use, navigation, shore erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs, considerations of property ownership, and, in general, the needs and welfare of the people.

The Corps of Engineers is soliciting comments from the public; federal, state, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this proposed activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition, or deny a permit for this proposal. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

An Environmental Assessment will be prepared by this office prior to a final decision concerning issuance or denial of the requested Department of the Army Permit.

The National Register of Historic Places has been consulted and no properties listed in or eligible for the National Register are known which would be affected by the proposed work. This review constitutes the full extent of cultural resources investigations unless comment to this notice is received documenting that significant sites or properties exist which may be affected by this work, or that adequately documents that a potential exists for the location of significant sites or properties within the permit area. Copies of this notice are being sent to the office of the State Historic Preservation Officer.

Based on available information, the proposed work will not destroy or endanger any federally-listed threatened or endangered species or their critical habitats, as identified under the Endangered Species Act, and, therefore, initiation of formal consultation procedures with the U.S. Fish and Wildlife Service is not planned at this time.

Other federal, state, and/or local approvals required for the proposed work are as follows:

Tennessee Valley Authority (TVA) approval under Section 26a of the TVA Act. In addition to other provisions of its approval, TVA would require the applicant to employ best management practices to control erosion and sedimentation, as necessary, to prevent adverse aquatic impacts.

Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for public hearings shall state, with particularity, the reasons for holding a public hearing.

Written statements received in this office on or before February 6, 2003, will become a part of the record and will be considered in the determination. Any response to this notice should be directed to the Regulatory Branch, Attention: Maryellen Ehmann, at the above address, telephone (615) 369-7517. It is not necessary to comment separately to TVA since copies of all comments will be sent to that agency and will become part of its record on the proposal. However, if comments are sent to TVA, they should be mailed to:

Tennessee Valley Authority  
Attn: Mr. Dan Fisher  
1101 Market Street, PSC 1E-C  
Chattanooga, Tennessee 37402-2801

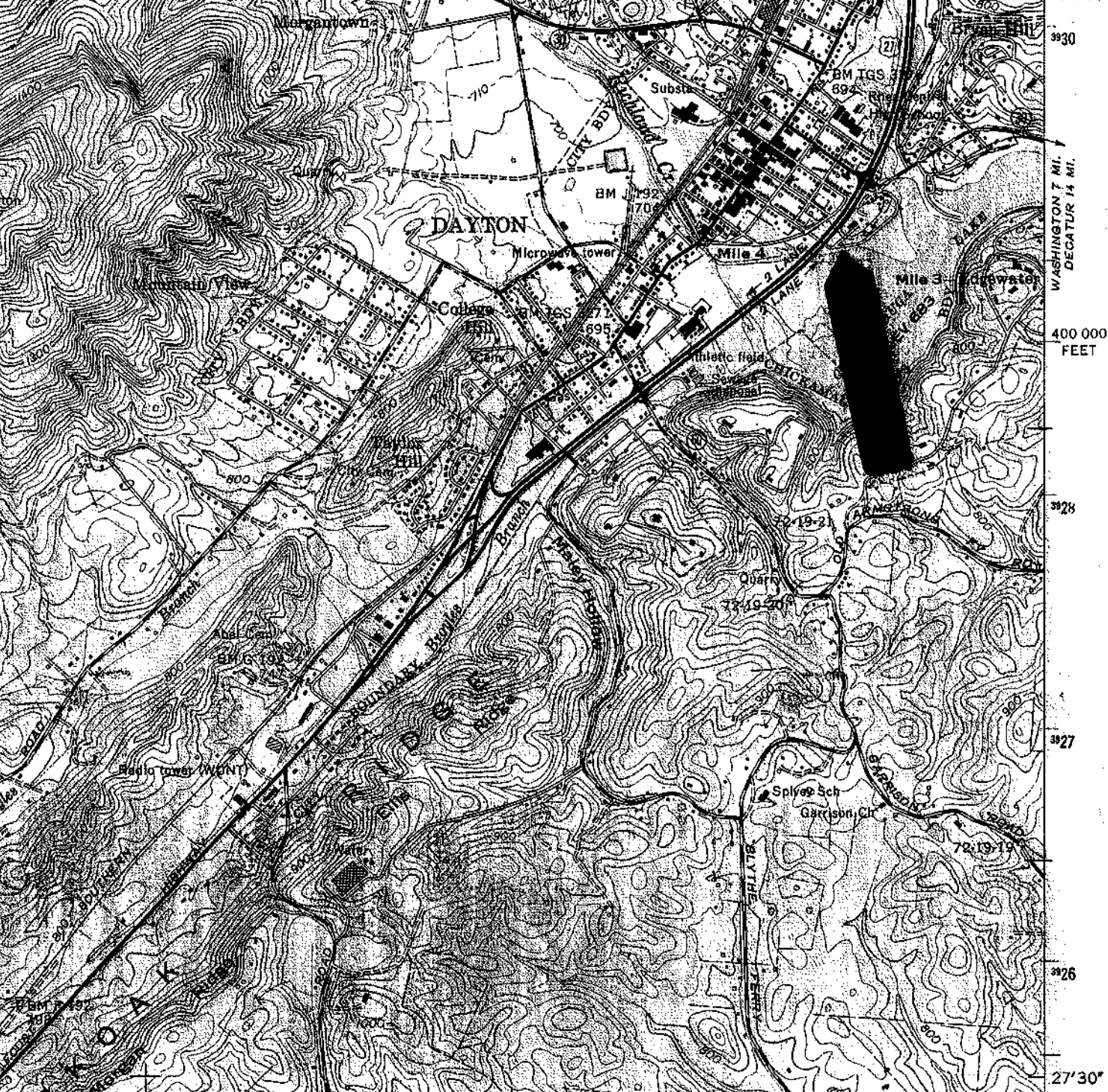
# GRAYSVILLE QUADRANGLE

TENNESSEE

7.5 MINUTE SERIES (TOPOGRAPHIC) 111-NE

4085 III SW  
EVENSVILLE 112

PIKEVILLE 17 MI. 2 290 000 FEET 80 81 35°00' 35°30'



26a 131595

## CITY OF DAYTON, TENNESSEE

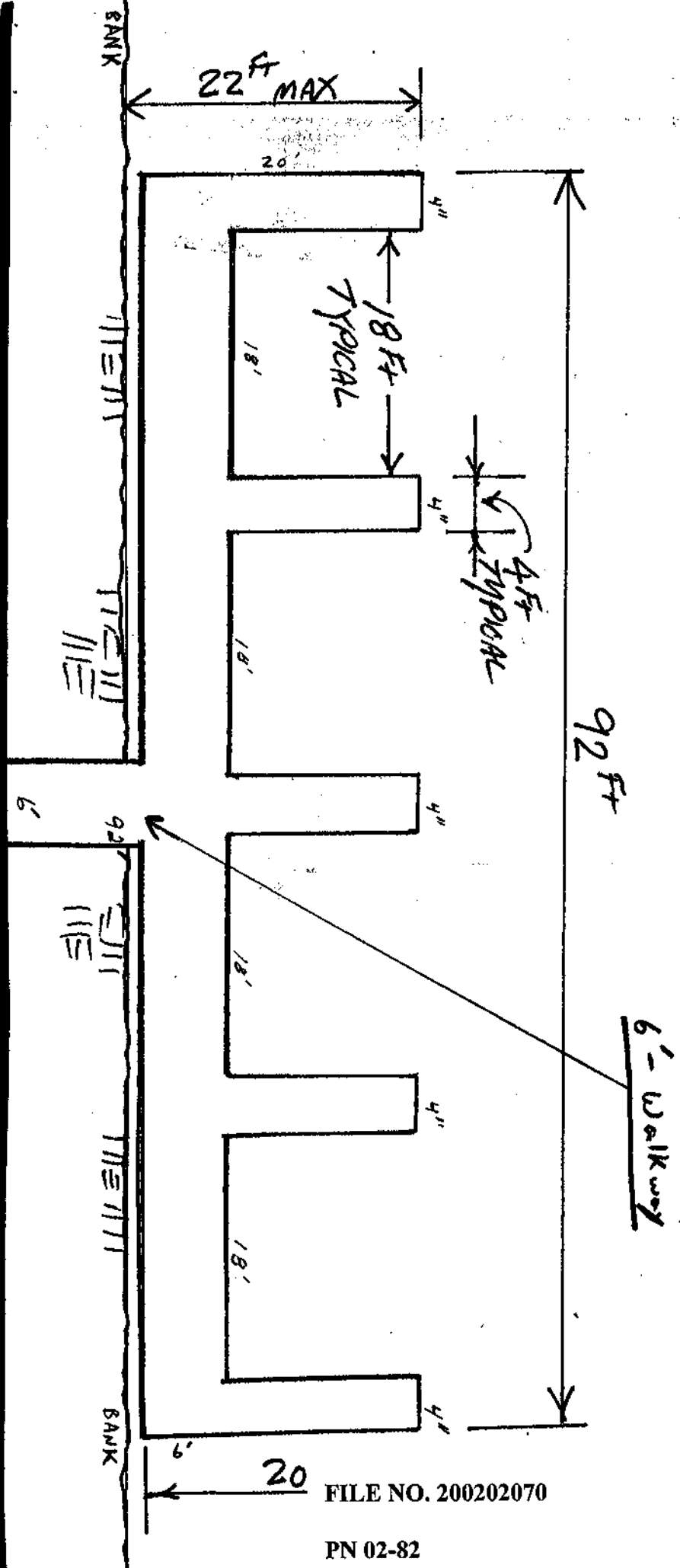
Proposed Multi-Slip Public Dock and Rip Rap  
Richland Creek Mile 3.65L near Tennessee River Mile 504.4R  
TVA Tract No. XTCR-199RE; MAP 104D / 1,11NE

# TOP VIEW

- Rip-Rap total length of dock - 92'  
 - Handrail on walkway and bank side of dock

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CITY OF DAYTON, TENNESSEE  
 Proposed Multi-Slip Public Dock and Rip Rap  
 Richland Creek Mile 3.65L near Tennessee River Mile 504.4R  
 TVA Tract No. XTICR-199RE; MAP 104D / 111NE



SIDE VIEW

- Rip-Rap will be one foot deep and will extend from top of the bank to the bottom of the channel.
- Rip-Rap will extend the entire 92' of dock.

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 CITY OF DAYTON, TENNESSEE  
 Proposed Multi-Slip Public Dock and Rip Rap  
 Richland Creek Mile 3.65L near Tennessee River Mile 504.41  
 TVA Tract No. XTCR-199RE; MAP 104D / 111NE

TOP OF PROPOSED DOCK

EL 684.5

684.5'

20'

SHORE

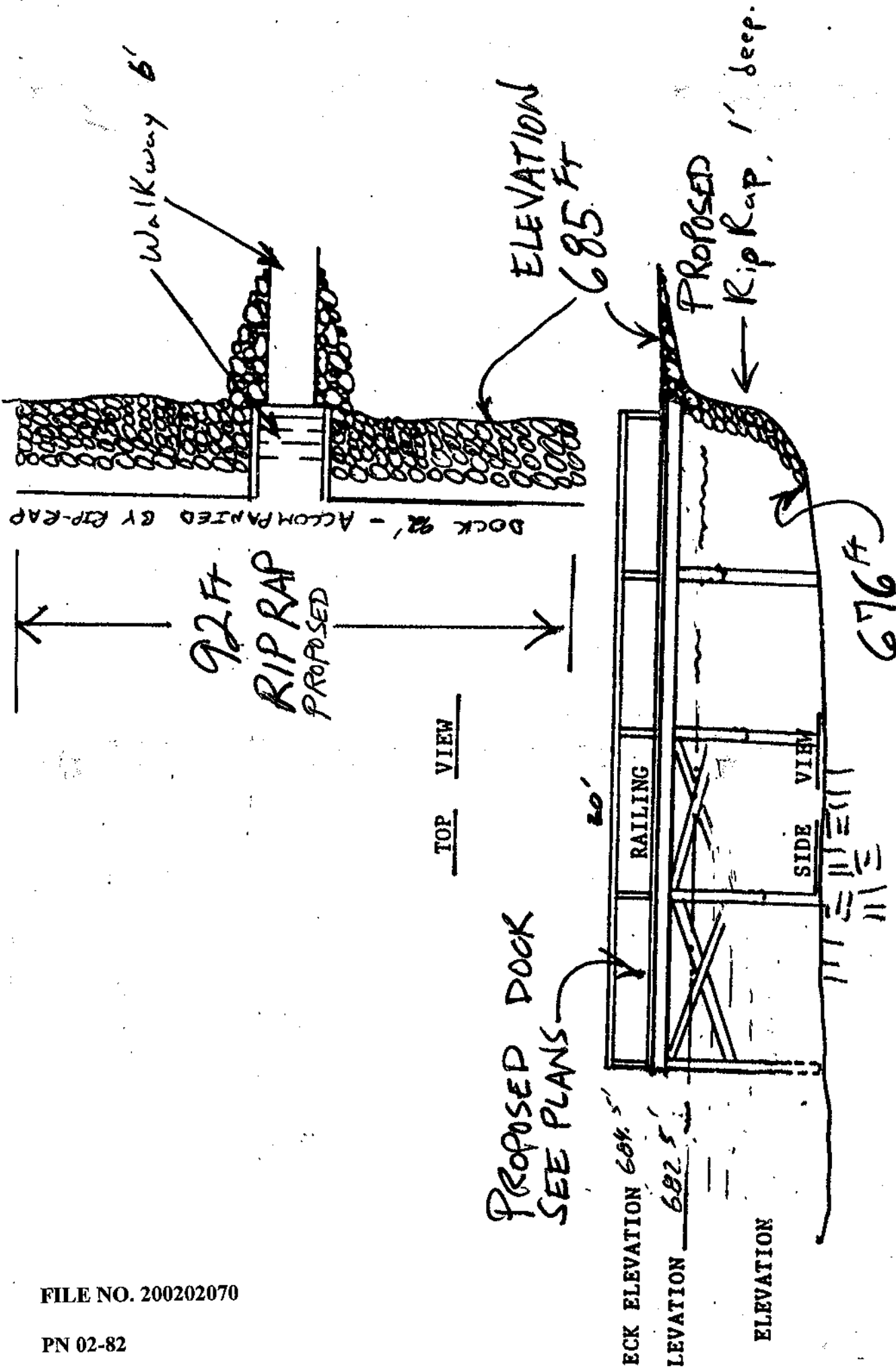
NSP 682.5

682.5'  
 SUMMER WATER

RIVER BOTTOM

FILE NO. 200202070

PN 02-82



26a 131595

CITY OF DAYTON, TENNESSEE

Proposed Multi-Slip Public Dock and Rip Rap  
 Richland Creek Mile 3.65L near Tennessee River Mile 504.4R  
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